

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

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EDGAR GUEVARA and LORENA M. GUEVARA  
Individually and on behalf of all others situated,

Plaintiffs,

-against-

SIROB IMPORTS, INC., NICK BOBORIS and  
PETER BOBORIS,

Defendants.  
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**NOTICE OF DEFENDANTS'  
CROSS MOTION FOR PARTIAL  
SUMMARY JUDGMENT**

Case No. 15 CV 2895  
(GRB)

PLEASE TAKE NOTICE, that upon the accompanying Rule 56.1 Statement of Facts, Memorandum of Law, Declaration and Exhibits annexed thereto, Defendants Sirob Imports, Inc., Nick Boboris and Peter Boboris, by their attorneys, the Law Offices of Peter Metis, LLC, shall cross move the Court before the Honorable Gary R. Brown, USMJ, at the United States Courthouse for the Eastern District of New York, 100 Federal Plaza, Central Islip New York 11722, on such day and time as counsel maybe heard, for the following relief:

Partial summary judgment, pursuant to FRCP Rule 56, dismissing plaintiffs' causes of action based on their First, Second, Third and Fifth Counts in their complaint which are based on plaintiffs' allegations of: 1) pre and post shift work and/or donning and doffing; 2) rounding; and 3) uncompensated rest periods.

Dated: New York, New York  
April 25, 2017

Respectfully submitted,

The Law Offices of Peter Metis, LLC  
Attorneys for Defendants

By:  \_\_\_\_\_

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